

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CLAUDINE LUCKEY,

No. C 12-6233 RS

Plaintiff,

v.

**ORDER RE STATUS OF CASE**

OFFICE & PROFESSIONAL EMPLOYEES  
INTERNATIONAL UNION, et al.,

Defendants.

By prior order, defendants' motion to dismiss was granted, and all claims and all defendants were dismissed, *except* a claim for breach of the duty of fair representation against Office and Professional Employees International Union Local 3 ("Local 3"). Plaintiff was given leave to amend, though she was advised that she could pursue her basic claim against Local 3 without doing so. Because it was unclear whether plaintiff had abandoned this action, she was ordered either to file a statement that she does not intend to amend the complaint, but is still pursuing this action, or to file an amended complaint.

Plaintiff thereafter filed a number of documents, including one labeled as an opposition to the motion to dismiss, which by then had already been granted. Plaintiff also included a declaration, however, which includes the title, "Statement of Not to Amend." It is thus clear from plaintiff's

1 filings that she is electing to proceed on her remaining claim against Local 3 only, and is not going  
2 to file an amended complaint.

3 As provided in a prior Clerk's Notice, the parties must appear by telephone for a Case  
4 Management Conference on March 14, 2013 at 11:00 a.m. and must contact Court Conference at  
5 866/582-6878 at least one week prior to the Conference to arrange their participation.  
6 Plaintiff may wish to seek assistance from the Legal Help Center, a free service of the Volunteer  
7 Legal Services Program, by calling (415) 782-9000 ext. 8657 or signing up for an appointment on  
8 the 15th Floor of the Courthouse, Room 2796. At the Legal Help Center, plaintiffs may speak with  
9 an attorney who may be able to provide basic legal help but not legal representation. Additional  
10 resources for pro se litigants can be found at [www.cand.uscourts.gov/proselitigants](http://www.cand.uscourts.gov/proselitigants).

11  
12  
13 IT IS SO ORDERED.

14  
15 Dated: 3/6/13



RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE

**THIS IS TO CERTIFY THAT A HARD COPY OF THIS ORDER WAS MAILED TO:**

Claudine Luckey  
530 Chestnut Street #3  
San Carlos, CA 94070

DATED: 3/6/13

/s/ Chambers Staff

Chambers of Magistrate Judge Richard Seeborg